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This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/Sp/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number Filing Date TRANSMITTAL First Named Inventor **FORM** Faircloth, Julia Art Unit **Examiner Name** onley Fredrick C. fl correspondence after initial filing) **Attorney Docket Number** r of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC V Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a **Proprietary Information** After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** below): Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Signature Printed name Fairclot Date Reg. No. CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Julia Date Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/17 (12-04v2) Approved for use through 07/31/2006. OMB 0651-0032

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Effective 12/08/2004.
Effective 12/08/2004. Fees pursuant to the Consolidated 2 propriations 46, 2005 (H.R. 4818).
FEE TRANSMITTAL
For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$)	500	ಾ
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Complete if Known				
Application Number	10/661,698			
Filing Date	09/12/2003			
First Named Inventor	Julia Fair cloth etal.			
Examiner Name	Fredrick C. Conley			
Art Unit	3673			
Attorney Docket No.	PILOO1			

METHOD OF PAYMENT (check all that apply)							
Check Credit Card Money Order Other (please identify):							
Deposit Account De				•			
For the above-identific	ed deposit a	ccount, the Direct	or is hereby	authorized to	: (check all tha	at apply)	
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under 37 CFR WARNING: Information on this			t card inform				vide credit card
information and authorization of							
FEE CALCULATION	,						
1. BASIC FILING, SEAR	CH, AND E	XAMINATION	FEES			<del></del>	•
	FILING F	EES mall Entity	SEARCH			ION FEES	
<b>Application Type</b>	Fee (\$)	Fee (\$)	Fee (\$)	mall Entity Fee (\$)	Fee (\$)	mall Entity Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES	S						Small Entity
Fee Description Each claim over 20 (in	cludina Da	siccuae)				<u>Fee (\$)</u> 50	<u>Fee (\$)</u> 25
Each independent clair			ies)			200	100
Multiple dependent cla		nordding Reisse	.03)			360	180
• •	Extra Claim	s Fee (\$)	Fee Pa	id (\$)		Multiple Dep	endent Claims
		_ ^	. = <u> </u>			Fee (\$)	Fee Paid (\$)
HP = highest number of total of							
Indep. Claims - 3 or HP =	Extra Claim	<u>s Fee (\$)</u> x	Fee Pa	<u>ia (\$)</u>			<del></del>
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer							
listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50							
sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).  Total Sheets							
- 100 =		/ 50 =	(r	ound <b>up</b> to a v	vhole number)	×	=
4. OTHER FEE(S) Non-English Specification, \$130 fee (no small entity discount)  Fees Paid (\$)							
Other (e.g., late filing surcharge): NOTICE OF APPEAL (\$250) APPEAL BRIEF (\$50) \$500							

SUBMITTED BY				
Signature	Francloth	Registration No. (Attorney/Agent)	Telephone	503538125
Name (Print/Type)	Julia S, Faire	loth	Date	9-15-05

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/31 (04-05)

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SEP 1 9 2005

## enwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Under the F Docket Number (Optional) PADEM NOTICE OF APPEAL FROM THE EXAMINER TO PILOOI THE BOARD OF PATENT APPEALS AND INTERFERENCES In re Application of I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with Julia S. Faircloth etal sufficient postage as first class mail in an envelope addressed to Application Number "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] 10/661.698 1 PILLOW WITH HIDING Signature, Examiner **Art Unit** Typed or printed 3673 name Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment . I have enclosed a duplicate copy of this sheet. to Deposit Account No. A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the applicant/inventor. assignee of record of the entire interest. FAIRCLOTH See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) attorney or agent of record. Registration number attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34.

TU \*Total of forms are submitted.

Submit multiple forms if more than one signature is required, see below\*.

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/31 (04-05)

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6/	Docket Number			
THE BOARD OF PATENT APPEALS AND INTERFER		01		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to	In re Application of Julia S. Fa	aircloth etal.		
"Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313- 1450" [37 CFR 1.8(a)]	Application Number 10/661,698	Filed 09/12/2003		
Signature Dancloth		ITH HIDING SPACE		
Typed or printed Julia Faircloth	Art Unit 3673	Con Ley, F.		
Applicant hereby appeals to the Board of Patent Appeals and Interference	from the last decision of the ex	aminer.		
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ <del>500</del> ==		
Applicant claims small entity status. See 37 CFR 1.27. Therefore, the by half, and the resulting fee is:	fee shown above is reduced	\$ 250°°		
A check in the amount of the fee is enclosed.				
Payment by credit card. Form PTO-2038 is attached.		·		
The Director has already been authorized to charge fees in this app I have enclosed a duplicate copy of this sheet.	cation to a Deposit Account.			
The Director is hereby authorized to charge any fees which may be to Deposit Account No I have enclosed	equired, or credit any overpaym a duplicate copy of this sheet.	ent		
A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.				
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
I am the		\		
		Signature		
assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		Faircloth d or printed name		
attorney or agent of record. Registration number	. <u>503 5</u>	38-1258		
attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34.	Sept	L. 15, 2005		
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  Submit multiple forms if more than one signature is required, see below*.				

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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> United States Patent and Trademark Office Mail Stop Notice of Appeal & Appeal Brief - Patents **Commissioner for Patents** P.O. Box 1450

Alexandria, VA 22313-1450

Print Name:

Signature:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re A	Application of	)	
		)	Group Art Unit: 3673
	Julia S. FAIRCLOTH et al.	)	-
		)	Examiner: Conley, Fredrick C.
Serial	Number: 10/661,698	)	
		)	Attorney Reference: PIL001
Filed:	September 12, 2003	)	
		)	
For:	PLAY PILLOW WITH HIDING SPACE	)	

## **NOTICE OF APPEAL**

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Appellants hereby give Notice of Appeal and file an Appeal Brief herewith to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner finally rejecting claims 1-2 and 4-12, 14-18, 23-32, 34-36 in the above-captioned patent application.

- a) A \$250 small entity Notice of Appeal fee is submitted herewith.
- b) A \$250 Appeal Brief filing fee is submitted herewith.

It is believed that no additional fees are due in connection with this Appeal Brief.

Respectfully submitted,

9-15-05 DATE:

Julia S. Faircloth Nellie T. Faircloth ,11025 NE Hurley Lane Newberg, OR 97132